

1891-92
(L.R.)

File No. 85 of 91.
Serial No. 1-5

Sib:- Disposal of grass growing
on tank bunds and
River Channel Banks

✓
G. R. S. IX-5]

Previous references.

1891-92

191

(L. R.)

Later references.

88
File No. ~~70~~ 79

Serial Nos. 1-8

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-8

Major ~~Part B~~ Sept 1892

SUBJECT

Disposal of the grass growing on tank
bunds & River Channel Banks —

In doc

24

Sale of grass on slopes
of channel bunds.

D. H. A. No.

Subject No. 258.

Summary of discussion -

Grass growing on slopes of bunds and on the 10 ft strip of land reserved below channels is sold by auction by the D. P. W. and the purchaser prevents the village cattle from passing over the lands so reserved.

Mr. Annaiya Pandit of Mysore, in reply to the Dewan, explained that the grass on the bunds of channels was not sold hitherto in the Mysore District, that the village cattle were always being taken on the bund of the channel and that if the sales were held by the Revenue Officers instead of by those of the D. P. W., existing rights would be respected.

Depy's reply - The Deputy Commissioner will be requested to enquire into the Complaint & submit

a report for the orders
of Govt. If the income
from the sale of grass
be insignificant and the
sale interferes with existing
rights of way, it will be
discontinued.

—

1

7 12/1

Subject No. 58.
Prohibition of graz-
ing on tank bund
slopes.

Summary of discussion.—Right of grazing on tank bunds should not be sold by auction as is now often done. Cattle treading on the slopes of the bunds wear them very much.

Dewan's reply.—Grass growing on tank bunds should be allowed free to the raiyats who have to maintain the bunds. It should not be included in the Hulbanni of the village. The grass thus allowed free should be cut, and in no case should cattle be allowed to graze it. The necessary orders will issue in due course.

Memo

In letter no 601 dated
25-11-92, the Deputy
Commissioner of the
Hassan District, brings
to notice that the grass
on the channel banks
in the Hale narsipur
Taluk, was sold by the
DPTs, and that the
Amildar thinks that
the sale is prejudicial
to the interests of the
ryots

In Government
notification no 240

of 27th July 1891, it was
directed that the grass
growing on the rear
slopes of bunds of
Danks & Channels
should be cut and
removed, and that
in the case of tanks,
the earth work of
which has been done
or is being done by the
Dyots, the grass growing
on the rear slopes of bunds
as well as in the beds
where dry shall be free
to them, subject of course
to the alone condition
of cutting & removal
from the rear slopes of
bunds.

Proceedings no $\frac{326}{34.9}$ of 17.4.85,

printed at page 202 of
the Revenue Manual
regarding the liability
of the ryots for re-
moving the weeds
from the channels

The Deputy Commissioner
therefore
recommends the
free growth of grass
on the channel banks
to ryots, as in the
case of tanks.

Submitted for orders

89

12/12 Send copy of Bapan
Dy's letter to Dy -
Mysore in early Sept
of his opinion & report of
the practice in his District

Written with an expression
of opinion on the
question raised - If the grass
is sold in the
Mysore
District
the Dy. Commr

will be prepared to
ascertain report the revenue
realised thereby -

The Dy. Commr
will be info that the above
reports & opinion have been
called for - Meanwhile he
will report the sale proceeds
of the grass in question

Drafted
Atk 26/12/92

memorandum

The foregoing orders were
communicated to the
Deputy Commissioners
of the Mysore & Hassan
Districts, under nos.
marginally noted -

The Deputy Commissioner
of Mysore, in consultation
with the Executive
Engineer of the Division,
states that the grass

no 100.10 of 28.12.92 to Mysore
@ 1277.92

" 100.11 of 28.12.92 to Hassan
@ 1278.92

no 1127 of 4.3.93

2
on the Channel beakhs
in the Mysore Division
is not sold, and that
there appears no objection
to the free grant of the
grasses to the Ryots.

The Executive Engineer
of the French Rocks Du,
who was also Consulted,
is of the same opinion,
but ^{makes} ~~makes~~ a distinction
between Major and
Minor Channels.

In doing so, Mr.
Setharama Rao thinks
that, as the Ryots attend
to the exp. keep of the
minor Channels, they

may be allowed to take
the grass growing on
the banks, but as
regards the major
channels he submits
that, as Government
maintain them at
a considerable cost,
it is not desirable
to allow them the free
use of the grass, or
the fruit trees and
their produce.

The Deputy Commissioner,
while disallowing the
free use of the fruits
on the trees, considers

that even as regards
the grass a free per-
= mission may result
in the Ryots rushing
on the Banks and in
cutting the grass pro-
= miscuously without
caring for the Sowdyp,
who will not be
able to Control them,
the result being
that there will always
be friction between
the Ryots owning the
lands immediately
near the Channel
banks & others.

Mr. Rungaswami Iyengar

therefore thinks that it

will be better to sell the

by public auction

right of cutting &

removing the grass

on the Banks of the

larger channels.

-at least.

The Deputy Commissioner

no 894 of 4.3.93

of the Hassan Distt,

reports that the sale

proceeds from grass

in the Hole Karsiper

Taluk, were Rs 88.6.6

As the addition to Rule F

of the Revenue Rules ordered

by Government Notification

No. 240 (Camp) dated 27th July/91

provides for the separate disposal

(and not with the general grazing

Submitted for orders.

$\frac{8.3}{18/3}$

Write Remarks in
My own Dy / n letter
Please chart a rule
according to ~~and to~~
~~rule~~ I will 16/7 I may

he ~~to add~~ ^{insert} the words " ^{river bank} ~~and~~
"minor river channels" instead
of "junks" in the 2^d sentence
of para 7 Note I -

Dr. Med
A.H. 19/7.

114

Read.

Correspondence ending with
Mysore Deputy Commr's
letter No 1127 dated 4th March
1893, reporting the practice
prevailing in his District
with his opinion on the
Hassan Deputy Commr's
recommendation for the free
grant of grass growing on
channel banks to ryots,
instead of the same being
sold by public auction as
was done by D. P. W. in
the case of the Hole-Narsi-
pur Taluk in 1892.

Order.

The Deputy Commr
of Mysore, in his letter
read above, reports after
consultation with the
Executive Engineers of
Mysore and French Rocks
Divns

Divisions, that the grass growing on channel banks of the Mysore District is not sold and that it is the opinion of the ~~Latter~~ ^{person} Executive Engineer that as the ryots themselves attend to the upkeep of the minor branch channels, they may be allowed to take grass growing on these banks free of payment; but that in the case of major channels maintained by Government at considerable cost and to which ryots practically do no work ~~do next to nothing~~, except weed clearing, they should not be allowed

that the order to be issued can only be in respect of ^{the} right of Government to the grass.

6. As observed by the Dewan in his reply in subject N^o 258 of the Proceedings of the Dasara Representative Assembly 1892, if the income from the sale of grass on Tank and Channel bunds in any case be insignificant and the sale interferes with existing rights of way, it should be discontinued.

Notification.

In para 7, Rule ~~X~~ of Land Revenue Rules published with Notification N^o 150 of 22nd

July,

July 1890, as modified
by Notification No.
(Camp) 240 dated 27th
July 1891, for the word
"Tanks" in the third sen-
tence, substitute the
following words :-

"those tanks and
minor river-channels

Chief Secretary

Subj.

To.

The Chief Engineer in
Mysore.

The Superintendent of
the Mysore Rev. Survey.

The Dy. Commr's of Districts

The Compiler Mysore Gazette for June of the inst.
as no dated

Notification

In para 7, Rule ~~7~~ of
Land Revenue Rules
published with Notifi-
- cation N^o 150 dated
22nd July 1890, as modified
by Notification N^o
(Camp) 2440 dated 27th
July 1891, for the word
"Tanks" in the third sen-
- tence, substitute the
following words: -

"those tanks and ~~river~~
river-channels."

B.C.

Ch: Secy

u.k.k.

To.

The Compiler of the
Mysore Gazette
for publication

4. Thus modified the
para 7 will read
as follows: -

7. Grass growing on the rear-slopes
of bunds of tanks and channels
should be cut and removed, and in
no case should cattle be allowed
to graze it. Such grass should be
disposed of separately and not included
in the general grazing rights of the
village. But in the case of those tanks
and river-channels the earth
- work of which has been done or is
being done by the raiyats, the
grass growing on the rear slopes
of bunds, as well as in the beds,
when dry, shall be free to them,
subject of course to the above
condition of cutting and removal
from the rear slopes of bunds.

↳ always provided in
6 Rev Rules - X:6

At the far from
in the bed of the
bank when drying
and the fish in the
bank's channel

(2)

Comp No 240 of Mysore 27th July 1891

Notification

In Land Revenue Rules
published with G.O. No 1508
of 2nd July 1890, the addition
of the following para to
Rule X is hereby directed:—

Officers of the Revenue and
P. W. Departments of Govt.
are instructed as follows:—

7. Grass growing on the
near slopes of bunds of Tanks and
Channels should be
cut ^{and removed & in} no case should
cattle be allowed to
graze it.

2. Such grass should be
disposed of separately
and not included in the
general grazing rights
of the village. But;

in the case of tanks,
the earthwork of
which has been done
or is being done by the
Ryots, the grass
growing on the rear
slopes of bunds ~~shall~~
~~be free to the~~ as
well as in the bunds
when dry shall
be free to them,
subject of course to
the above condition
of cutting & removal
from the rear slopes
of bunds.

3. Where the bunds are
maintained by ryots,
the grass growing thereon
shall be given free to
the ryots maintaining
the bund, and shall
not be sold.

By Order

To the Compiler,
Mysore Gazette,
for publication.

13/7/91
C. S. S.

Chf Secy

$\frac{1}{2}$ 133

DATA in book no 58 33
R.

✓
C. No 240. }

Exhibit
in Descent's app'l
R.

See alterations within
This shd. go to Mr Chentsov's R's

Notes from
Chentsov's R's

R.
see no 17
see no 17
see no 17
241091

Camp R's
R's
R's
27/7

Submitted for orders.

Mm

15/12/92

(General Serial No. 30.)

3

1892

5457

From

28 NOV. 92

The District Officer,
Hapur District.

To

82

The Chief Secretary to the Dewan
of Mysore.

Dated 25th

Despatched

Received

December 1892

Enclosures No. one.

General No.

No.

In reply to

SUBJECT

Stating that under the
circumstances represented
herein, he is of opinion
that the grass growing
on Channel Banks may be
allowed free to the Rajas
subject to the condition
of cutting and removing
the same &c.

References (to be entered only in the
Dewan's Office).

Subd into Memo
for orders.
J M
12/12

x
No. 601
Levy

Deputy Commissioner's office,
Hapan District.

Dated Hapan 25th November 1892

From,

J. N. Purnaiya Esq.

Deputy Commissioner,
Hapan District.

To

The Chief Secretary to the
Government of Mysore
Bangalore.

Sir,

I have the honor to state that
the grass growing on the channel
banks in the Holé Nassipur Taluk
were sold by public auction by the
D. P. W. this year. The Amildar in re-
-porting the matter has brought
to notice that the sale was un-
-usual and the Rarijats complain
much on the subject. I asked the
Executive Engineer and in reply,
I am informed in his Pocket No
818 Dated 30th ultimo (Copy enclosed
for

for information of Government) that he ordered the sale of the grass on the proposal of his Sub Divisional officers.

2 — In Government Notification No 240 Dated 27th July 1891 adding a clause to Rule X of the Land Revenue Rules it is laid down that the grass on Tank and Channel banks should be cut and removed but in case that of the Tanks whose earth work is being done by the Raryats they (the Raryats) may have the free use of the grass grown thereon. But nothing has been said about the grass on Channel banks although the Raryats have been ~~annually~~ annually cleaning the weeds in the Channel and thus seem entitled to it. —

3 — In Consideration of this task
I am of opinion that the grass
'growing on channel banks may
be allowed to the Rajats
subject of course, to the conditions
of cutting & removing the same
but not to let their Cattle to graze
thereon. —

I have the honor to be
Sir,

Yr most obedient servant

M. M. M.
Deputy Commissioner
Rajapur District

1892

3
-
2

From

The Executive Engineer,
Hassan Division.

To

The Deputy Commissioner,
Hassan District.

Dated Belur 30th October 1892

Despatched 3rd November 1892.

Received

Enclosures No. 2

General No. 818.
No.

His Kanarese yadi
No. 393 of the 21st Instant
requesting to know the
authority on the sale
of grass by this Depart-
-ment on the South
Channel bund Sreenam-
-dever Dam.

With reference to the
above, has the honor to
inform that it having
been proposed by some
Sub Divisional officers
to dispose of the grass
in

in this manner so as to prevent cattle
going over the channel bank and
spoiling them, I ordered the sale
with a view to see what would be the
realisation and whether it would
be practicable to do so. I would like
to know, however, if there are any
rules against the disposal of grass
and produce of trees growing on the
reserve land. In this Country the
fruit and other trees are not regularly
planted along the channel as in other
parts. -

Signed A. S. Nagarkar
Executive Engineer
Nagpur Division

Copy

M. M. M. M.

Deputy Commissioner
Nagpur District

L

✓
No 10010 D/28-12-92
R 1277-92 / 10-1-93
Smf

No. (4)
The Dy Commr.
Mysore Dist

Dated December 92

Letter No 601 of 25th Novr.
1892. from the Deputy Comr.
Mysore Dist. recommend-
ing free grant of the grass
growing on channel
banks to the Rajgats
subject to certain condi-
- tions

Copy of the above ^{letter} is for-
warded to the Dy Commr. Mysore
for an early report of the
practice ^{prevailing} in his Dist, together
with an expression of his
opinion on the question
raised. If the grass is sold
in the Mysore Dist, the Dy
Commr. is requested to be
good enough to ascertain
and report the revenue
realized thereby

By Order

Draft. J. D. 12

Chief Secy.
H. subu

(General Serial No. 30.)

189

From

*The Chief Secretary to the Dewan
of Mysore.*

To

Dated

Despatched

Received

Enclosures No.

General No.

No.

✓
No 10011. D/28/12/92
R 1278-92 10-1-93

To The Dy Commr.
Baran Dist

Date 1 December

His No 601 of 25th ultimo
recommending free grant
of the grass growing on
channel banks to the
Raiyats subject to certain
conditions.

With reference to the above
has the honor to inform
that copy of the same
has been forwarded to
the Dy Commr Mysore for
his opinion & report. ~~to~~
Meanwhile, the ^{Dy Commr.} is request-
ed to report the sale
proceeds of the grass
in question.

By Order
Draft. 
Chief Secy

Ak.

Subd
27/12

NO 1127.

Mysore District Office
dated Mysore 4th March
1893

From,

A. Rangasami Iyengar Esquire
BA.B.L.
Deputy Commissioner

To

The Chief Secretary to the
Deewan of Mysore,

Sir,

With reference to your no
10010
1277-92 dated 28th December 1892
anent the free grant of grass growing
on channel banks to ryots, I have
the honor to state that, on a reference
to the Executive Engineer, Mysore
and French Rocks Divisions replies
have been received to the following
effect:-

2. The Executive Engineer, Mysore
Division says that the grass
growing on channel banks of the
Mysore Division is not sold. He
has no objection to allow villagers

to cut and take such grass but is against ryots grazing cattle or scraping grass.

3. The Executive Engineer French Rocks Division likewise states that the grass on Channel banks is not sold, but draws a distinction in regard to the privilege allowed between major and minor channels. In the case of minor branch channels Mr. Sitaram Row opines that as the ryots themselves attend to their upkeep, they might be allowed to have grass on these banks, whatever it may be. But in the case of major channels, he adds that the ryots practically do next to nothing with the exception of the so-called weed clearance and the Government maintain them in order at a considerable cost; that the berm at the rear toe

This may be
Approved

✓ 11/11

are of considerable extent
 of the banks, while in the case of old
 channels there are a large number
 of fruit bearing trees along its
 course both on the berm and
 bank and on its slopes. He thinks
 therefore it is hardly fair to allow
 the ryots the free use of the long
 stretch of berm at the rear toe and
 the fruit trees &c. with their produce.

4. The ryots need not be allowed
 the free use of the fruits on the trees.
 Even as regards the grass a free
 permission may result in the
 ryots rushing on the banks &
 cutting the grass promiscuously.
 The Sowdys will not be able to
 control them and they may
 quarrel among themselves for
 cutting grass in different places.
 Very often the ryots owning lands
 immediately near the channel
 bank may claim the right in
 preference to owners of more remote

The government
 fruit trees has
 been dealt with
 in the recent
 order regarding
 Japanese behind
 Sanku Channel
 11/1

This is a
 matter of
 detail which
 local officers
 must settle
 with a local
 custom &c.
 The order to be issued
 can only be issued
 & the claim of the
 year

fields. The result in the end will be
that the grass will not be conserved
but will be cut as often as a hand-
ful can be got. It will for these
reasons be better I think, to sell
the right to cut and remove
grass by auction at least on the
banks of the larger channels.

I have the honor to be,
Sir,

Your most obed^t. servant

Thomas
Deputy Commissioner
Nipore District

(General Serial No. 30.)

9955.
5-13-93
1893. R 2479 R 2480

From

The Dy Commissioner
Mysore District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 4

Despatched

Received

Enclosures No. 4

General No. 894 of 1893
No. 894 of 1893

88. Sir

Adverting to your
Docket No. 10011 dated 10th
1298-92
Ulbeino, I have the honor
to state for the infor-
-mation of Government
that the sale proceeds
of the grass on channel
banks and reserve
lands in the Hole Narsa
-pur Taluk were Rs. 88-6-6

I have the honor to

Sir,

Your most obt. Servt.

Munvasappa

For Dy Commissioner
Mysore District

R m m 6/3

6/3

Submitted with memo. in
continuation.

23

18/3

6/3

be allowed to take
grass growing on these
banks free of payment,
but that in the case
of major channels
maintained by Govt.
at considerable cost,
and to which ryots
practically do no work
except weed clearing
they should not be
allowed free use of
the long stretch of
~~the~~ berm at the rear
toe and the fruit-
trees thereon and on
the banks and the
slopes.

2. The Dycommr.
while disallowing the

free use of fruits on trees, considers that even as regards the grass, a free permission would result in quarrel between Ryots owning lands immediately near the channel banks and the owners of remote fields and recommends the sale by auction of the right to cut and remove grass.

3. The Government consider that the rule which applies to the grass growing on tank bunds should also apply to that growing

growing on channel
banks. They accord-
-ingly resolve to modi-
-fy para 7 Rule X as
indicated in the ac-
companying notifica-
tion. Dispute between
the Ryots in regard to
the use of the grass is
must be settled by
Local officers. No
difficulty has been ex-
perienced in regard
to the use of grass on
Tank bunds, and there
is no reason to ap-
-prehend that difficul-
-ties would arise in
regard to the use

of

of grass on channel
banks.

K2508

4. The question of
fruit trees has been
dealt with in the
recent order regard-
ing reserve behind
tanks and channel
banks (Vide Proceed-
ings No. 21430-39 dated
27/183-92
18th June 1893).

W
8/19/93
Printed
10/20/93
Chief Secy.

x Paper No. (48)
in linked file
No 183 - 2015 x
Dated 19/6/93

TO
The Chief Engineer
in charge
Super of the Mysore
Revenue Survey.
Dy. Commr. of Dist.

Notification

No ⁴⁷²³ R. 7. 292-92 D. 17/7/93

Notification

In para 7, Rule X of
Land Revenue Rules
published with Notifi-
cation No 150 dated
22nd July 1890, as modi-
fied by Notification
No (Camp) 240 dated
27th July 1891, for the
word "Taulis" in the
3rd sentence substitute
the following words:—

" those taulis and
minor river-channels

W. Braddon.

Chief Secy

23

10

The Compiler suppose
publication in the Gazette
Gazette for ~~one of the~~
Modification as No
dated

Submitted.

Orders solicited
as to whether the notification
may not be published
in the Gazette separately.

23
11/9

It should be
noted the Order
are to advise that
a separate draft
has been sent
to them. This may
be done either in MS
or after receipt of
a part of the printed
matter may be sent
quashed.

12/9

Plough Journal

1. Wt 3 1/2 lbs / Consider
2 May this year
Vitis 7/9